

## AGENDA

Jim Grant  
County Administrator



## BOARD OF SUPERVISORS

Frank Mecham, 1<sup>st</sup> District  
Bruce Gibson, 2<sup>nd</sup> District  
Adam Hill, 3<sup>rd</sup> District  
Paul A. Teixeira, Vice-Chairperson, 4<sup>th</sup> District  
James R. Patterson, Chairperson, 5<sup>th</sup> District

Tuesday, April 03, 2012

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATION

PUBLIC COMMENT PERIOD

BOARD BUSINESS

HEARINGS

CLOSED SESSION

NOON RECESS

REPORT ON CLOSED SESSION

PRESENTATIONS CONTINUED

BOARD BUSINESS CONTINUED

ADJOURNMENT

5:00 PM

- The Board of Supervisors of the County of San Luis Obispo are now meeting in regular session. Public hearings are scheduled at 9:00 AM.
- The Board of Supervisors' weekly agenda and staff reports are available at the following website: [www.slocounty.ca.gov](http://www.slocounty.ca.gov). Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on agenda items during Public Comment or prior to Closed Session are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board prior to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes per item during the Consent Agenda, Public Comment period, Public Hearings, Board Business and prior to Closed Session.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

### CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Consent Agenda - Administrative Items:

1. Request by the San Luis Obispo County Tourism Business Improvement District (CBID) to appoint Linda Finley to replace Sean Wilkinson on the Cambria Local Area Advisory Board for the remaining year of his three-year term.

Consent Agenda - Board of Supervisors Items:

2. Submittal of a resolution proclaiming April 4, 2012 as "National Walking Day" in San Luis Obispo County.
3. Request by Supervisor Frank Mecham to reappoint Betty Robinson and Rosie Flynn to the San Miguel Cemetery District.

Consent Agenda - Farm Advisor Items:

4. Request to amend the fixed asset list for Fund Center 215 – Farm Advisor to add a Kyocera copier/printer/scanner unit and authorize a budget adjustment in the amount of \$9,000 from within accounts.

Consent Agenda - Health Agency Items:

5. Request to approve Amendment No. 1 to the Fiscal Year 2011-12 renewal contract (Clerk's File) with Community Action Partnership of San Luis Obispo County to provide case management services in support of the 2011 Public Safety Realignment Implementation Plan in the amended amount not to exceed \$301,995.

Consent Agenda - Public Works Items:

6. Submittal of a resolution authorizing execution of Notice of Completion and Acceptance for the Bradford Road Cooperative Road Improvements in Cambria, CA, Contract No. 300418.
7. Request authorization of a budget adjustment, by a 4/5th's vote, in the amount of \$40,000 to increase the appropriation and associated funding for ADA Curb Ramps on Route 58 in Santa Margarita (WBS 300457).

Consent Agenda Public Works - Board Sitting as Flood Control District:

8. Request to approve committee appointments to the Water Resources Advisory Committee of the Flood Control and Water Conservation District.

Consent Agenda - Tax Collector/Treasurer/Public Administrator Items:

9. Request to approve a resolution delegating authority to the County Tax Collector to approve validated claims for excess proceeds from the sale of tax defaulted properties, and to make payments to parties of interest on behalf of the Board.

Presentations:

10. Submittal of a resolution proclaiming April 2012 as "Month of the Child" and April 14, 2012 as "Day of the Child" in San Luis Obispo County.

Public Comment Period:

11. Members of the Public wishing to address the Board on matters other than scheduled items may do so when recognized by the Chairperson. Individuals interested in speaking should fill out a "Board Appearance Request Form" located at the back of the Board Chambers and hand it to the Clerk of the Board. Presentations are limited to a MAXIMUM of three minutes per individual.

Board Committee Reporting:

12. Board Committee Updates (not to exceed 15 minutes)  
Board Members report on various committee activities. Time Limit 3 minutes.

Board Business:

13. Report on the County's transition to an automated agenda management system and presentation of the new website.

Hearings:

14. Hearing to consider a request by the County of San Luis Obispo to amend Sections 21.02.090 and 21.06.010(c) of the Real Property Division Ordinance (Title 21 of the San Luis Obispo County Code); and a request by the County of San Luis Obispo and the primary Shandon applicants of Fallingstar Homes, Inc. and the Peck Ranch Entities to consider the Shandon Community Plan Update.

Closed Session Items:

15. I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:
  - A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Nipomo CSD v. County of San Luis Obispo; 2. Southern California Pipeline Construction, Inc. v. San Luis Obispo County Flood Control and Water Conservation District; 3. Los Osos Community Services District v. County of San Luis Obispo, et al. (Golden State Water); 4. In re Los Osos CSD, Bankruptcy matter.
  - B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 5. Significant exposure to litigation (Government Code, section 54956.9(b).) No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 6. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.
- II. CONFERENCE WITH LABOR NEGOTIATOR (Government Code, section 54957.6.)
  - A. It is the intention of the Board to meet in closed session to have a conference with its Management Representative Tami Douglas-Schatz concerning the following: Name of

employee organizations are: 7. District Attorney Investigator's Association; 8. Association of San Luis Obispo County Deputy Sheriffs; 9. Deputy County Counsel Association; 10. San Luis Obispo Government Attorney's Union.

III. PERSONNEL (Gov. Code, § 54954.5.) It is the intention of the Board to meet in closed session to: 11. Consider Public Employee Appointment for the Position of County Counsel.

## **NOON RECESS**

## **1:30 REPORT ON CLOSED SESSION**

### **Presentations Continued:**

- 16. Submittal of resolutions recognizing employees for 30 years of service.
- 17. Submittal of resolution commending Jamie Lopes upon his retirement after 36 years with the County of San Luis Obispo Department of Planning and Building.

### **Board Business Continued:**

- 18. Letter transmitting Plans and Specifications (Clerk's File) for the Los Osos Wastewater Project, Collection System Areas A & D, Los Osos, CA, Contract No. 300448.08.01.AD for Board approval and advertisement for construction bids and a resolution approving the Project's construction change order policy.
- ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Environmental Division of the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at [www.sloplanning.org](http://www.sloplanning.org).

### **Proposed Negative Declarations**

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the

proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of March 29, 2012

#### Morro Bay Area

Biaggini Tract Map. Request by Harold Biaggini for a Tract Map to subdivide of a 330.69 acre lot into two lots of 160 acres and 170.69 acres each, for the purpose of sale and/or development. The map includes two building envelopes, one per parcel, of approximately one acre each. The project will result in the disturbance of approximately 71,000 square feet due to future development of two residences (one per parcel), and approximately 64,000 square feet of road/driveway improvements. The project is within the Rural Lands land use category, and is located on the south side of Highway 41 at 2980 Atascadero Road at the intersection of Highway 41/Atascadero Road and Bear Road, approximately 4 miles east of the City of Morro Bay and 3.4 miles of west of the City of Atascadero, in both the Estero and Salinas River planning area. ED10-023 (SUB2009-00045)

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COUNTY ADMINISTRATIVE OFFICE, ROOM D430  
COUNTY GOVERNMENT CENTER  
SAN LUIS OBISPO, CA 93408